

Appendix 4
Agreement to Landscape in City Easement

Whenever landscaping is proposed to be located within a dedicated drainage or a dedicated water and/or sewer easement, the owner shall obtain written permission from the City by using the following form.

For a drainage easement, this Agreement must be signed by the City Engineer or designee. For a water or sanitary sewer easement, this Agreement must be signed by the Director of Water & Sewer Department or designee.

AGREEMENT TO ALLOW LANDSCAPING IN
CITY OF MURFREESBORO EASEMENT

Name of Owner: _____

Name of Development: _____

Address of Development: _____

Plat Book No. _____ Page No: _____ Lot No: _____

Type of Easement: Drainage _____ Sanitary Sewer _____ Water _____

Location of Easement: _____

The Owner hereby requests permission to place landscaping in the above-referenced dedicated easement. Owner acknowledges that any permission given by City to Owner to plant landscaping in a dedicated easement does not waive or modify the City of Murfreesboro's rights as the easement holder. Owner understands and agrees that the City of Murfreesboro or its authorized contractor may at any time and for any reason perform work within the dedicated easement and that the City shall have no liability to Owner for any damage to landscaping in the easement. Owner may be held responsible for the removal of the landscaping to enable work to be done by City. Owner shall be solely responsible for any costs incurred in repairing or replacing the landscaping. Owner understands that the City of Murfreesboro reserves the right to limit or to totally withdraw this permission to place landscaping within a dedicated easement if such landscaping is impairing drainage, or interfering with the City's use of the easement, or for any other appropriate reason. If this permission is withdrawn, Owner will be responsible for finding an alternative location for any landscaping required under the City of Murfreesboro's Zoning Ordinance. Owner shall inform any successor Owner of the terms and conditions of this Agreement.

Owner's Signature

Date

The City of Murfreesboro hereby grants _____
permission to plant landscaping within its easement at this location subject to these terms and conditions.

CITY OF MURFREESBORO

By: _____

Title: _____

Date: _____

By: _____

Title: _____

Date: _____